

**BRYAN CITY COUNCIL  
MINUTES OF SPECIAL MEETING  
JANUARY 7, 2016**

A special meeting of the Bryan City Council was held on Thursday, January 7, 2016, in the Council Chambers of the Bryan Municipal Building, a notice of said meeting having been posted at least 72 hours in advance in accordance with Section 551, Texas Government Code. Mayor Jason Bienski and Councilmembers Greg Owens, Mike Southerland, Ben Hardeman and Buppy Simank were present. Councilmember Al Saenz arrived at 12:05 p.m. and Councilmember Rafael Peña was absent. In attendance were City Manager Kean Register, City Attorney Janis Hampton and Assistant City Secretary Christina Cabrera.

**1. CALL TO ORDER**

The meeting was called to order at 12:02 p.m.

**2. PUBLIC HEARING REZONING REQUEST RZ15-21**

**a. Public Hearing - Rezoning Request (RZ15-21)**

Mayor Bienski called for public comment regarding an ordinance of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Commercial District (C-3) to Office District (C-1) on 0.62 acres of land located at the northwest corner of the intersection of North Earl Rudder Freeway Frontage Road and Water Locust Drive, being Lot 2 in Block 2 of the Canyon Creek Entertainment Subdivision in Bryan, Brazos County, Texas. No citizens spoke and the public hearing closed at 12:03 p.m.

**b. First Reading of an Ordinance - Rezoning Request (RZ15-21)**

Mayor Pro Tem Owens moved for approval of the first reading of an ordinance of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Commercial District (C-3) to Office District (C-1) on 0.62 acres of land located at the northwest corner of the intersection of North Earl Rudder Freeway Frontage Road and Water Locust Drive, being Lot 2 in Block 2 of the Canyon Creek Entertainment Subdivision in Bryan, Brazos County, Texas. The motion was seconded by Councilmember Hardeman and carried with all present voting aye.

**3. PUBLIC HEARING - REZONING REQUEST RZ15-23**

**a. Public Hearing - Rezoning Request (RZ15-23)**

Mayor Pro Tem Owens called for public comment regarding an ordinance of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Agricultural – Open District (A-O) to Commercial District (C-3) on 2.547 acres of land adjoining the northwest side of State Highway 21 East between Cross Wind Drive and Marino Road, being Lot 14 and part of Lot 15 in the Charles (CAL) Marino Land Partition and currently addressed as 6083 East State Highway 21 in Bryan, Brazos County, Texas. No citizens spoke and the public hearing closed at 12:04 p.m.

**b. First Reading of an Ordinance - Rezoning Request (RZ15-23)**

Councilmember Simank moved for approval of the first reading of an ordinance of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Agricultural – Open District (A-O) to Commercial District (C-3) on 2.547 acres of land adjoining the northwest side of State Highway 21 East between Cross Wind Drive and Marino Road, being Lot 14 and part of Lot 15 in the Charles (CAL) Marino Land Partition and currently addressed as 6083 East State Highway 21 in Bryan, Brazos County, Texas. Councilmember Hardeman seconded the motion. The motion carried with all present voting aye, except Mayor Bienski abstained from the vote.

**4. PUBLIC HEARING REZONING REQUEST RZ15-24**

**a. Public Hearing - Rezoning Request (RZ15-24)**

Mayor Bienski called for public comment regarding an ordinance of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Residential District – 5000 (RD-5) to Planned Development – Housing District (PD-H) on 0.2296 acres of land located at the south corner of Clay and Aspen Streets, being parts of Lot 9 and Lot 10 in Block 4 of Highland Park Subdivision, Phase 1, in Bryan, Brazos County, Texas. No citizens spoke and the public hearing closed at 12:06 p.m.

**b. First Reading of an Ordinance - Rezoning Request (RZ15-24)**

Councilmember Hardeman moved for approval of the first reading of an ordinance of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Residential District – 5000 (RD-5) to Planned Development – Housing District (PD-H) on 0.2296 acres of land located at the south corner of Clay and Aspen Streets, being parts of Lot 9 and Lot 10 in Block 4 of Highland Park Subdivision, Phase 1, in Bryan, Brazos County, Texas. The motion was seconded by Councilmember Simank and carried with all present voting aye.

**5. PUBLIC HEARING REZONING REQUEST RZ15-25**

**a. Public Hearing – Rezoning Request (RZ15-25)**

Mayor Bienski called for public comment regarding an ordinance of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Agricultural – Open District (A-O) to Planned Development – Mixed Use District (PD-M) on 95.29 acres of vacant land out of Zeno Phillips Survey, A-45, located at the south corner of North Harvey Mitchell Parkway (FM 2818) and Leonard Road in Bryan, Brazos County, Texas. No citizens spoke and the public hearing closed at 12:07 p.m.

**b. First Reading of an Ordinance – Rezoning Request (RZ15-25)**

Councilmember Owens moved for approval of the first reading of an ordinance of the City of Bryan, Texas, amending Chapter 130, Zoning, of the City of Bryan Code of Ordinances, by changing the zoning classification from Agricultural – Open District (A-O) to Planned Development – Mixed Use District (PD-M) on 95.29 acres of vacant land out of Zeno Phillips Survey, A-45, located at the south corner of North Harvey Mitchell Parkway (FM 2818) and

Leonard Road in Bryan, Brazos County, Texas. The motion was seconded by Councilmember Simank and carried with all present voting aye.

## **6. STATUTORY (AUTOMATIC APPROVAL) AGENDA**

Councilmember Southerland moved approval of the statutory agenda. The motion was seconded by Councilmember Saenz and carried with all present voting aye.

### **First Reading of an Ordinance- Right-of-Way Abandonment (RA15-04)**

First reading of an ordinance providing for the abandonment of the following public right-of-way, to wit: approximately 0.275 acres (12,000 square feet) of public street right-of-way for East 21<sup>st</sup> Street, adjoining the north and south sides, respectively, of Blocks 264 and 265 in the Bryan Original Townsite, east of the intersection of East 21<sup>st</sup> Street and North Main Street in Bryan, Brazos County, Texas; authorizing the conveyance thereof to the abutting property owner and providing for the terms and conditions of abandonment and conveyance.

## **7. ADJOURN**

Without objection the meeting was adjourned at 12:08 p.m.

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City Secretary Mary Lynne Stratta

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Mayor Jason P. Bienski